

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

U.S. Securities and Exchange Commission

*Plaintiff*

v.

Brian A. Bjork, et al

*Defendants and Relief Defendants*

Civil Action No. 4:11-cv-2830

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Brian A. Bjork  
214 E. Edgewood Dr.  
Friendswood, TX 77546  
(or wherever located)

A lawsuit has been filed against you.

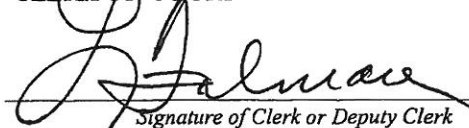
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Timothy S. McCole  
U.S. Securities and Exchange Commission  
801 Cherry Street, Unit 18, Suite 1900  
Fort Worth, TX 76102  
Phone: 817-978-6453  
Fax: 817-978-4927

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DAVID J. BRADLEY

CLERK OF COURT

  
Signature of Clerk or Deputy Clerk

Date: AUG 01 2011

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Civil Action No.

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Brian A. Bjork  
 was received by me on (date) August 2, 2011.

☒ I personally served the summons on the individual at (place) 4615 Sundown Court  
Missouri City, Texas 77459 on (date) August 3, 2011; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
 on (date) \_\_\_\_\_; or


☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: August 3, 2011

  
 \_\_\_\_\_ SCH # 375  
 Server's signature  
Greg Cox Owner / Process Server  
 Printed name and title  
405 Main Ste. 550 Houston, Texas 77002  
 Server's address

Additional information regarding attempted service, etc:



6. Appendix Part 1 (doc 5; APP1-271; Galloway Declaration)
7. Appendix Part 1 (doc 6; APP271A-512; Hahn Declaration)
8. Appendix Part 3 (doc 7; APP513-827; Simigian Declaration)
9. Certificate of Interested Parties (doc 8)
10. Rule 65(b) Certification (doc 9);
11. Order Appointing Receiver (doc 10)
12. Temporary Restraining Order Freezing Assets, Requiring an Accounting, Requiring Preservation, Authorizing Expedited Discovery and Granting Other Equitable Relief (doc 12);
13. Email Issued by the Court August 1, 2011; Reset Hearings Preliminary Injunction Hearing set for August 10, 2011 at 2:30PM in Courtroom 3A before Judge Ellison (doc 11A and 12A);
14. Judge Ellison's Procedures; and
15. Deposition Notice for Bjork.

Executed at 4615 Sundown Court, this 3 day of August, 2011.  
Missouri City, TX 77459

Greg Cox  
Process Servicer (print name)

[Signature] SC# 375  
Process Servicer Signature